

MEMO ENDORSED
P2

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**PATRICIA DRAYTON, DARWIN DAVID RHODES,
VALERIE KIRK, CLYDE CONES, ANGELA
STALLINGS, LAI-QUANA UTLEY, IDA JACKSON,
ERICA MILLER, TERESA BRANCH, LINDA LOVING,
PATRICIA WEAVER, MARGARET HIGH and
DENISE SCOTT, for themselves and on behalf
of all similarly situated African Americans who
shopped at Toy 'R' Us stores since 2004, or
who will shop at said Toy 'Roy' Us stores,**

CASE NO.
07-CV-06315
(RMB) (JCF)

PLAINTIFFS,

-against-

**TOYS "R" US INC, TOYS "R" US-NY, LLC, TOYS
"R" US-OHIO, INC., JOHN DOE #s1-5, being
individual managerial staff of Toys "R" Us Store No.
8930, METRO ONE LOSS PREVENTION GROUP
(GUARD DIVISION NY), INC. ("METRO ONE"), et. al.**

DEFENDANTS,

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STIPULATION TO AMEND CAPTION

Pursuant to Rules 9 and 15 of the Federal Rules of Civil Procedure, the undersigned, counsel for all parties, stipulate and agree that the Caption to the above captioned action is amended, to reflect the addition of certain parties and the voluntary dismissal of certain prior parties, and shall henceforth read and be as follows:

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**PATRICIA DRAYTON, DARWIN DAVID RHODES,
VALERIE KIRK, CLYDE CONES, ANGELA
STALLINGS, LAI-QUANA UTLEY, IDA JACKSON,**

CASE NO.
07-CV-06315
(RMB) (JCF)

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DATE FILED: <u>3-31-08</u>

ERICA MILLER, TERESA BRANCH, LINDA LOVING,
PATRICIA WEAVER, MARGARET HIGH and
DENISE SCOTT, for themselves and on behalf
of all similarly situated African Americans who
shopped at Toy 'R' Us stores since 2004, or
who will shop at said Toy 'Roy' Us stores,

PLAINTIFFS,

-against-

TOYS "R" US INC, TOYS "R" US-NY, LLC, TOYS
"R" US-OHIO, INC., JOHN DOE #s1-5, being
individual managerial staff of Toys "R" Us Store No.
8930, METRO ONE LOSS PREVENTION GROUP
(GUARD DIVISION NY), INC. ("METRO ONE").
ROCKY ETIENNE, individually, and in his official
capacity as an employee of METRO ONE; MARK
MCMAHON, individually, and in his official
capacity as an employee of METRO ONE;
"JOE SHERIFF", real name unknown, the person
intended being a Sheriff's Deputy of the Hamilton
County Sheriff's Department, Cincinnati, Ohio,
who accosted Darwin David Rhodes at a
Toy "R" Us store on or about January 25, 2006,
"P.O. TODD", real name unknown, the person
intended being a police officer of the City of
Cincinnati, Ohio, who arrested Darwin David Rhodes in
or about April 2006 for alleged theft at a Toy "R" Us
store on January 25, 2006, CITY OF CINCINNATI,
and Defendant "Does 1 to 100", real names unknown, those
Intended being security guards at various Toys "R" US
Stores mentioned herein.

DEFENDANTS,

K.C. Okoli

By:

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By:

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By:

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Morrison and Ricketson

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The court is so ordering
this stipulation is NOT
agreeing to the propriety
of any amendment.

SO ORDERED:

Date: 3/31/08

Richard M. Berman
Richard M. Berman U.S.D.J.